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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

NBK INNOVATIONS XIII, LLC, DOJO VENTURES FUND II, LLC, SU FUND I, A SERIES OF INCISIVE VENTURES LP, ANTONIO SALERNO, SUSAN LEIBY, ALESSCO, INC. DEFINED BENEFIT PLAN, ROBERT HESS, AND MJ JAMIOLKOWSKI FLP.

Plaintiffs,

vs.

SUAVEI, INC., AFONSO INFANTE, AND
ALLISON WONG.

Defendant.

Case No. 2:22-CV-01415

**STIPULATION AND ORDER TO
EXTEND TIME FOR DEFENDANT
ALLISON WONG TO ANSWER OR
OTHERWISE RESPOND TO
COMPLAINT**

(First Request)

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and District of Nevada Local Rule IA 6-1, Plaintiffs NBK Innovations XIII, LLC, DOJO Ventures Fund II, LLC, Su Fund I, A Series of Incisive Ventures LP, Antonio Salerno, Susan Leiby, Alessco, Inc. Defined Benefit Plan, Robert Hess, and MJ Jamiolkowski FLP, (“Plaintiffs”) and Defendant Allison Wong (“Defendant” or “Wong”), through counsel, hereby agree and stipulate, as follows:

1. Plaintiffs filed their Complaint (the “Complaint”) on August 30, 2022.
2. Plaintiffs served the Summons and Complaint on Defendant on September 6, 2022.
3. Pursuant to Rule 12(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Defendant had 21 days from the date of service to file and serve an answer or other response to the Complaint (*i.e.*, until September 27, 2022).

1 an answer or other respond to the Complaint, which makes the response due on October 27, 2022.

2 5. The reason for the extension is that Defendant's counsel has been investigating the
3 circumstances surrounding the allegations since being retained and has also engaged in a
4 telephonic conference with Plaintiffs' counsel in an effort to discuss and, if possible, resolve the
5 dispute. The parties have agreed to have further discussions as well.

6 6. The parties timely filed a stipulation within the time required for the original
7 response. Upon receipt of the order denying the stipulation, the parties prepared this revised
8 stipulation and have submitted it as soon as time allowed. Thus, to the extent required, the failure
9 to file a response to the complaint was the result of excusable neglect as the parties attempted to
10 submit a timely stipulation to extend the deadline.

11 7. This is the first stipulation to extend the date for Defendant to answer or otherwise
12 respond to the Complaint.

13 **IT IS SO AGREED AND STIPULATED:**

14 HOWARD & HOWARD ATTORNEYS PLLC HUTCHISON & STEFFEN, PLLC

15 By: /s/ L. Christopher Rose

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16 *Attorneys for Defendant*
17 *Allison Wong*

By: /s/ Stewart C. Fitts

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18 *Attorneys for Plaintiffs*

NBK Innovations XIII, LLC, Dojo Ventures
Fund II, LLC, Su Fund I, A Series of
Incisive Ventures LP, Antonio Salerno,
Susan Leiby, Alessco, Inc. Defined Benefit
Plan, Robert Hess, and MJ Jamiolkowski
FLP

19 **IT IS SO ORDERED:**

20 

21 UNITED STATES MAGISTRATE JUDGE

22 DATED: October 4, 2022

Amber M. Clayton

From: Jonathan R. Martin
Sent: Monday, October 3, 2022 10:46 AM
To: Amber M. Clayton
Subject: FW: Stip and Order to Extend



Jonathan R. Martin
Attorney

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From: Stewart C. Fitts <sfitts@hutchlegal.com>
Sent: Friday, September 30, 2022 5:02 PM
To: Jonathan R. Martin <jrmartin@howardandhoward.com>
Cc: L. Christopher Rose <lcr@h2law.com>
Subject: RE: Stip and Order to Extend

CAUTION: EXTERNAL EMAIL

Jonathan: Yes. This is fine and you may affix my e-signature.

From: Jonathan R. Martin <jrmartin@howardandhoward.com>
Sent: Friday, September 30, 2022 3:51 PM
To: Stewart C. Fitts <sfitts@hutchlegal.com>
Cc: L. Christopher Rose <lcr@h2law.com>
Subject: Stip and Order to Extend

Good afternoon Mr. Fitts,

Our initial stipulation and order to extend time to answer was kicked back by the Court. We revised and need your permission, again, to affix your e-signature.

Please review and respond as soon as you have a moment.

Thank you,
Jon Martin



Jonathan R. Martin

Attorney

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Stewart C. Fitts

Senior Counsel



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